

CIVCAL4

PROBATE/GUARDIANSHIP/CONSERVATORSHIP CALENDAR

HONORABLE COMMISSIONER KIRTLAND L MAHLUM

DATE: 01/10/05 TIME: 9:00 DEPT: B3

CASE #: BG BS00402

CASE NAME: DARRIEN POTTER & FORREST & RACHELLE MANNING

HEARING:

OSC re: PETITION FOR APPOINTMENT OF GUARDIANSHIP

COUNSEL:

RONALD M CLARK	(PET)...PRO/PER
M KELLY CLARK	(PET)...PRO/PER
DARRIEN POTTER	(MIN)...
FORREST MANNING	(MIN)...
RACHELLE MANNING	(MIN)...

GENERAL INFORMATION:

THIS CASE IS SET FOR HEARING ON Petition for guardianship, person only, by maternal grandparents, minors 8, 4 and 3.

THE FOLLOWING ISSUES AND/OR DEFICIENCIES IN THE PAPERS ARE NOTED:

1. Notice has been dispensed to father and paternal grandparents of the Potter minor.
2. File notice of hearing and proof of personal service on parents Becky and Forrest Manning.
3. File notice of hearing and proof of mailed service on paternal grandparents Walter and Janice Manning.
4. Court may wish to review confidential screening form.

RECOMMENDATION:

None.

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HONORABLE JUDGE JOHN B GIBSON

DATE: 01/11/05 TIME: 8:30 DEPT: B1P

CASE #: BC BS00078

CASE NAME: LEON MOTLEY

HEARING:

Hearing Re: 1ST ACCOUNT & PETITION FOR ATTY FEES & COSTS.

COUNSEL:

EDWARD FRANCO	(PET)...	DAVID W BROWN
YOLANDA FRANCO	(PET)...	DAVID W BROWN
LEON MOTLEY	(CEP)...	

GENERAL INFORMATION: 1-28-03 through 6-1-04.

THIS CASE IS SET FOR HEARING ON 1st account and report and request for attorney fees.

THE FOLLOWING ISSUES AND/OR DEFICIENCIES IN THE PAPERS ARE NOTED:

1. There is no summary of account. File a summary of account.
2. There are no schedules per the format in Pr.C. § 1060 et seq. File an accounting in accord with the requirements of the code.
3. Petitioner seeks no fees.
4. Attorney requests fees of \$1,935 representing 18.5 hours at a blended fee of \$104.59 pre hour. Of that amount there are charges for court appearance that required continuances because petitioner and counsel failed to file document and corrections in a timely fashion. Each of those were billed at \$190. Suggest attorney fee be reduced by \$380.

RECOMMENDATION:

Require counsel to file a proper accounting. If petition granted court will have to set future dates. Set hearing for the next account for 9-5-06, to cover the period of 6-2-04 through 6-1-06. Accounting to be filed 30 days in advance.

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HONORABLE JUDGE JOHN B GIBSON

DATE: 01/11/05 TIME: 8:30 DEPT: B1P

CASE #: BG BS00405

CASE NAME: IN THE GUARDIANSHIP OF JOHN BARKER

HEARING:

Petition for Appointment of Guardian

COUNSEL:

WILLIAM BARKER	(PET)...PRO/PER
IRENE BARKER	(PET)...PRO/PER
JOHN BARKER	(MIN)...

GENERAL INFORMATION: Temporary letters issued 11-9-04.

THIS CASE IS SET FOR HEARING ON Petition for guardianship, person only, by maternal grandparents, minor 10.

THE FOLLOWING ISSUES AND/OR DEFICIENCIES IN THE PAPERS ARE NOTED:

1. File notice of hearing and proof of personal service on mother.
2. Petitioners need to sign last page of guardianship questionnaire.
3. Court may wish to review confidential screening form.

RECOMMENDATION:

None.

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HONORABLE JUDGE JOHN B GIBSON

DATE: 01/11/05 TIME: 8:30 DEPT: B1P

CASE #: BPRBS00256

CASE NAME: IN THE MATTER OF ROLAND H WILEY

HEARING:
Hearing re Final Discharge

COUNSEL:
ROLAND J WILEY (DEC)...
ROLAND HENRY WILEY (DEC)...
ROLAND H WILEY (DEC)...
ROLAND J WILEY (PET)...GRESHAM SAVAGE NOLAN & TILDEN,

GENERAL INFORMATION:

THIS CASE IS SET FOR HEARING ON filing of receipts and final discharge order.

THE FOLLOWING ISSUES AND/OR DEFICIENCIES IN THE PAPERS ARE NOTED:

1. No receipts or final discharge order filed.

RECOMMENDATION:

Have clerk give notice of need to file these documents.

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PROBATE/GUARDIANSHIP/CONSERVATORSHIP CALENDAR

HONORABLE JUDGE JOHN B GIBSON

DATE: 01/11/05 TIME: 8:30 DEPT: B1P

CASE #: BPRBS00322

CASE NAME: IN THE ESTATE OF DOROTHY NOE

HEARING:

Hearing re: REPORT OF STATUS OF ADMINISTRATION

COUNSEL:

MARY G SHOEMAKER (PET)...JOHN F WEBER
DOROTHY ROSICH (DEC)...
DOROTHY GOMEZ (AKA)...
DOROTHY LARUE SENESCHAL (AKA)...
DOROTHY SENESC NOE (AKA)...
DOROTHY NOE (AKA)...
DOROTHY R NOE (AKA)...
DOROTHY RITA NOE (AKA)...
DEPARTMENT OF HEALTH SERVICES (TP)...

GENERAL INFORMATION: continued from 8-24-04, 9-21-04 and 11-23-04. Nothing new filed.

THIS CASE IS SET FOR HEARING ON status/accounting.

THE FOLLOWING ISSUES AND/OR DEFICIENCIES IN THE PAPERS ARE NOTED:

1. No status/accounting filed.

RECOMMENDATION:

When the personal representative does not file an accounting as required, the court shall compel the account by punishment for contempt. Pr.C. § 11050. Issue a citation and have it personally served for OSC re: Why the Personal Representative should not be punished for contempt. If the personal representative does not appear and file the accounting, the representative may be punished for contempt or removed from office or both. Pr.C. § 11052.

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PROBATE/GUARDIANSHIP/CONSERVATORSHIP CALENDAR

HONORABLE JUDGE JOHN B GIBSON

DATE: 01/11/05 TIME: 8:30 DEPT: B1P

CASE #: BPRBS00582

CASE NAME: JACK C SWAN

HEARING:

Hearing Re: STATUS REPORT/ACCOUNT.

COUNSEL:

SUE E BRUFFETT (PET)...JOHN F WEBER

JACK C SWAN (DEC)...

BUDGET NATIONAL FINANCE COMPAN(ASG)...PRO/PER

BUDGET FINANCE COMPANY (SA)...

GENERAL INFORMATION: continued from 5-25, 6-29, 8-24, 9-21 and 11-23-04. Nothing new filed.

THIS CASE IS SET FOR HEARING ON status/accounting.

THE FOLLOWING ISSUES AND/OR DEFICIENCIES IN THE PAPERS ARE NOTED:

1. No status report or accounting has been filed.

RECOMMENDATION:

When the personal representative does not file an accounting as required, the court shall compel the account by punishment for contempt. Pr.C. § 11050. Issue a citation and have it personally served for OSC re: Why the Personal Representative should not be punished for contempt. If the personal representative does not appear and file the accounting, the representative may be punished for contempt or removed from office or both. Pr.C. § 11052.

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HONORABLE JUDGE JOHN B GIBSON

DATE: 01/11/05 TIME: 8:30 DEPT: B1P

CASE #: BPRBS00635

CASE NAME: ROBERT L WILSON

HEARING:
Hearing re Final Discharge

COUNSEL:
GREGORY W WILSON (PET)...DIANA CARLONI NOURSE
ROBERT L WILSON (DEC)...

GENERAL INFORMATION: continued from 7-6-04. Nothing new filed.

THIS CASE IS SET FOR HEARING ON filing of receipts and discharge.

THE FOLLOWING ISSUES AND/OR DEFICIENCIES IN THE PAPERS ARE NOTED:

1. No receipts or final discharge order have been filed.

RECOMMENDATION:

Suggest clerk notice counsel or administrator of the need to file documents.

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HONORABLE JUDGE JOHN B GIBSON

DATE: 01/11/05 TIME: 8:30 DEPT: B1P

CASE #: BGBS00319

CASE NAME: Arthur Creed – Justice McGovern

HEARING:

Hearing re: Petition to Terminate Guardianship

COUNSEL:

KATHYLEEN P SHUGRUE (PET)...

ARTHUR CREED – JUSTICE MCGOVERN (MIN)...

GENERAL INFORMATION: No file available for review.